

Amendment No. 3 to SB0569

**Rochelle
Signature of Sponsor**

AMEND Senate Bill No. 569

House Bill No. 69*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

by adding the following new sections immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 33-2-702, is amended by inserting the language "and to actively supervise such regulation to the fullest extent required by law" between the language "in this part" and "in order to promote".

SECTION _____. Tennessee Code Annotated, Section 33-2-704(c), is amended by adding the following language at the end of the subsection:

Should the department determine that additional time is needed to review the application, the department, upon written notice to the applicants, the attorney general and reporter and any intervenor, may extend the time for review for a period of thirty (30) days except that, in the discretion of the commissioner, the period may be extended for an additional thirty (30) days.

SECTION _____. Tennessee Code Annotated, Section 33-2-704(f), is amended by deleting the words "department shall" and by substituting instead the words "department may".

SECTION _____. Tennessee Code Annotated, Section 33-2-704(g), is amended by deleting the words "agreement shall" and by substituting instead the words "agreement may".

SECTION _____. Tennessee Code Annotated, Section 33-2-704(h), is amended by adding the following language at the end of the subsection:

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Should the attorney general and reporter, after consultation with the department, determine that it is necessary to consult with the United States department of justice or the federal trade commission, or determines that further information is needed to review the application, the department, upon written notice to the applicant, attorney general and reporter, and any intervenor, may extend the time for approval or disapproval of an application an additional forty-five (45) days.

SECTION _____. Tennessee Code Annotated, Section 33-3-704(j), is amended by deleting the language "with the department within thirty (30) days after termination".

SECTION _____. Tennessee Code Annotated, Section 33-2-704, is amended by adding the following language as a new subsection:

(l) Prior to making an application for a certificate of public advantage, the parties may submit an initial filing at least forty-five (45) days prior to filing the application. The initial filing shall summarize the proposed cooperative agreement, describe the affected geographic market areas and those matters described in subsections (f) and (g). The department shall review the initial filing within thirty (30) days of receipt of the filing, informing the parties of any deficiencies along with a statement of specific remedial measures as to how such deficiencies could be corrected. A review of the initial filing by the department does not constitute approval of the final application.

SECTION _____. Tennessee Code Annotated, Section 33-2-706(b), is amended by deleting the language "33-2-703(d)" and by substituting instead the language "33-2-704(d)".

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